

RELIEF ASSISTANCE

Exchange of notes at London December 1, 1948

Entered into force December 1, 1948; paragraphs 3 and 4 operative "so far as practicable" from April 3, 1948

Amended by agreement of February 23 and April 7, 1951¹

Terminated April 30, 1951, by agreement of June 1, 1951²

62 Stat. 3798; Treaties and Other
International Acts Series 1909

The American Chargé d'Affaires ad interim and the Minister of the Economic Cooperation Administration to the Secretary of State for Foreign Affairs

AMERICAN EMBASSY, LONDON

No. 3625

December 1, 1948

SIR:

We have the honor to propose that for the purpose of giving effect to Article VI, paragraph 2, read with Article IV, paragraph 5, of the Economic Cooperation Agreement between the Governments of the United Kingdom of Great Britain and Northern Ireland and the United States of America signed on July 6, 1948³ (hereinafter referred to as the Economic Cooperation Agreement), an agreement shall be made between the Governments of the United Kingdom and the United States in the following terms:

Paragraph 1

The Government of the United Kingdom shall accord duty-free treatment on entry into the United Kingdom of:

(a) Supplies of relief goods or standard packs donated to or purchased by United States voluntary non-profit relief agencies qualified under Economic Cooperation Administration (hereinafter referred to as ECA) regulations and consigned to charitable organizations including United Kingdom branches of these agencies which have been or hereafter shall be approved by the Government of the United Kingdom.

¹ 3 UST 2940; TIAS 2473.

² 3 UST 2943; TIAS 2474.

³ TIAS 1795, *ante*, p. 874.

(b) Relief packages originating in the United States and sent by parcel post or commercial channels addressed to an individual residing in the United Kingdom whether packed privately or by order placed with a commercial firm.

(c) Standard packs put up by United States voluntary non-profit relief agencies or their approved agents, qualified under ECA regulations, to the order of individuals in the United States and sent for delivery addressed to individuals residing in the United Kingdom.

Paragraph 2

For the purposes of this Agreement:

(a) "relief goods" shall not include tobacco, cigars, cigarettes, or alcoholic liquors;

(b) "relief packages" shall not include goods other than foodstuffs, discarded apparel, medical supplies, or soap, and shall not exceed 22 lbs. gross weight; and

(c) "standard packs" shall contain only such articles which qualify under ECA regulations and are approved by the Government of the United Kingdom.

Paragraph 3⁴

Transportation charges (as defined in paragraph 5 of Article IV of the Economic Cooperation Agreement) in the United Kingdom on "relief goods", "relief packages", and "standard packs", which comply with the provisions of paragraphs 1 and 2 above, shall be defrayed as follows:

(a) The amount of terminal charges for shipments which are sent by United States parcel post addressed to individuals in the United Kingdom shall be computed by the United Kingdom postal services in the manner now or hereafter provided by the applicable agreements. Such charges shall be reimbursed to the United Kingdom postal service out of the special account provided for in Article IV of the Economic Cooperation Agreement (hereinafter referred to as the special account) and no claim for such charges shall be made against the United States.

(b) With respect to shipments which are originally despatched from the United States by any regular established commercial channels and forwarded in the United Kingdom by an approved agent of the shipper to the addressee by United Kingdom parcel post for delivery as parcels originating in the United Kingdom, such parcels not exceeding 15 lbs. gross weight shall be accepted by United Kingdom parcel post services without payment of postal charges by such agent. The United Kingdom postal service shall be reimbursed for postal charges on such parcels out of the special account upon

⁴ For an amendment to para. 3, see agreement of Feb. 23 and Apr. 7, 1951 (3 UST 2940; TIAS 2473).

presentation of adequate documentation. Parcels exceeding 15 lbs. but not exceeding 22 lbs. gross weight are covered by sub-paragraph (c) of this paragraph.

(c) With respect to shipments which are originally despatched from the United States by any commercial channel and forwarded in the United Kingdom by an approved agent of the shipper to the addressee by United Kingdom carrier, the United Kingdom shall reimburse such agent or United Kingdom carrier, as the case may be, out of the special account upon presentation of adequate documentation.

(d) With respect to any charges incidental to transportation which may be incurred by an agent of a shipper under sub-paragraphs (b) and (c) of this paragraph, other than parcel post charges and carrier charges, such approved agent shall be reimbursed by the Government of the United Kingdom out of the special account upon presentation of adequate documentation.

Paragraph 4

The Government of the United Kingdom shall make payments out of the special account for the purposes mentioned in paragraph 3 above, and shall submit to the ECA Mission in the United Kingdom with a copy to the Controller, ECA Washington, monthly statements of the amounts so expended in form satisfactory to the Government of the United Kingdom and the said Mission, provided that each such statement shall at least show total weight carried and charges therefor, and adjustments shall be made to the special account if shown to be required by ECA audit.

Paragraph 5

So far as practicable effect shall be given to paragraphs 3 and 4 as though they had come into force on April 3, 1948.

Paragraph 6

(a) The present Agreement shall, on the part of the Government of the United Kingdom, apply to the United Kingdom of Great Britain and Northern Ireland, and to any other territories (including the Channel Islands) for whose international relations the Government of the United Kingdom is responsible to which it may be extended by a notification addressed by the Government of the United Kingdom to the Government of the United States from the date on which such notification is received by the Government of the United States.

(b) Nothing in the present Agreement shall be construed as imposing any obligation contrary to the terms of a Trusteeship Agreement in force in relation to any such territory.

(c) For the purposes of the present Agreement the term "United Kingdom" means the United Kingdom of Great Britain and Northern Ireland (excluding the Channel Islands) and any territory to which the present

Agreement shall have been extended under sub-paragraph (a) of this paragraph and in respect of which such extension has not ceased in accordance with paragraph 7 (c).

Paragraph 7

(a) The present Agreement shall come into force immediately. Subject to the provisions of sub-paragraphs (b) and (c) of this paragraph and to such modification as may be agreed upon between the competent authorities of the Governments of the United States and the United Kingdom, it shall remain in force for the same period as the Economic Cooperation Agreement.

(b) The present Agreement may be terminated by six months' notice given in writing by either party to the other at any time.

(c) The Government of the United Kingdom shall have the right by giving six months' notice in writing to the Government of the United States to terminate the application of this Agreement to any territory named in such notice to which it has been extended under sub-paragraph (a) of paragraph 6 hereof.

2. If the above proposal is acceptable to the Government of the United Kingdom we have the honor further to propose that this note and your reply to that effect shall constitute an Agreement on the above terms between the two Governments.

Accept, Sir, the renewed assurances of our highest consideration.

J. C. HOLMES
THOMAS K. FINLETTER

The Right Honorable ERNEST BEVIN, M.P.,
Secretary of State for Foreign Affairs,
Foreign Office, S.W. 1.

*The Secretary of State for Foreign Affairs to the American Ambassador
and the Minister of the Economic Cooperation Administration*

FOREIGN OFFICE, S. W. 1.
1st December, 1948

GENTLEMEN,

I have the honour to acknowledge the receipt of your Note of the 1st December, 1948, the text of which is as follows:

[For text of U.S. note, see above.]

2. The terms set out in the Note are acceptable to the Government of the United Kingdom and I have the honour to confirm that your note and

this reply shall constitute an Agreement between the two Governments on the above terms.

I have the honour to be, with the highest consideration,

Your obedient Servant,

(For the Secretary of State)

C. P. MAYHEW

His Excellency

the Honourable

LEWIS W. DOUGLAS,

etc., etc., etc.

Mr. THOMAS K. FINLETTER,

etc., etc., etc.

1, Grosvenor Square,

W. 1.